

**AFFIDAVIT OF NON-PRODUCTION  
AND NON-PAYMENT OF BONUS AND RENTALS**

STATE OF West Virginia

COUNTY OF Marshall TO-WIT:

Eugene C. Estep, a/k/a Eugene Charles Estep and Elizabeth A. Estep, husband and wife, the undersigned, who after being duly sworn deposes and say:

1. That he/she/they are Lessor(s) on an Oil and Gas Lease dated May 11, 2010 to Chesapeake Appalachia, LLC., covering lands in Clay District, Marshall County, West Virginia, containing 146.228 acres, more or less.
2. That the above named Lessor(s) are the owner(s) of all of the oil, gas in or under said lands.
3. That there has been no oil and gas well drilled upon said land or lands pooled therewith, and no oil or gas is being produced therefrom.
4. That on or before the date hereof, the Lessor(s) have not received any form of payment related to an existing and currently active oil and gas lease on the subject lands, including but not limited to bonus, delay rental, royalty, or shut in royalty payments.
5. That all unreleased oil and gas leases, if any, affecting the said lands have expired by their own terms.

DATED May 11, 2010.

WITNESS:

AFFIANT:

Witness

Eugene C. Estep  
Eugene C. Estep

Witness

Eugene Charles Estep  
a/k/a Eugene Charles Estep

Witness

Elizabeth A. Estep  
Elizabeth A. Estep

Jan Pest  
MARSHALL County 02:19:49 PM  
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Additional \$6.00

**ACKNOWLEDGMENT**

STATE OF West Virginia )  
 ) SS:  
COUNTY OF Marshall )

On this, the 10<sup>th</sup> day of June 2010, before me Darrell C. Stone III, the undersigned officer, personally appeared Eugene C. Estep, a/k/a Eugene Charles Estep and Elizabeth A. Estep, husband and wife, known to me (or satisfactorily proven) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: April 30, 2018  
Signature/Notary Public: Darrell C. Stone III  
Name/Notary Public (print): Darrell C. Stone III



STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 10<sup>th</sup> day of June 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 13<sup>th</sup> day of August 2010 at 2:19 o'clock P.M.

TESTE: Jan Pest Clerk.